

VACATION

Improvement Res. No. 911-1955

Which provides for the Vacation
of the west twenty-five (25) ft.
of Southwood Avenue from the south
property line of Pettit Avenue to
the north property line of the
first alley south of Pettit Ave.

Resolution Adopted:

May 17, 1955

Confirmed:

June 16, 1955

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Comfirmed:

Sept. 15, 1955

For the Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ of the west twenty-five (25) feet of Southwood Avenue from the south property line of Pettit Avenue to the north property line of the first alley south of Pettit Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the west twenty-five (25) feet of Southwood Avenue from the south property line of Pettit Avenue to the north property line of the first alley south of Pettit Avenue.

All as shown by a plan of such proposed ~~Opening~~ Vacation ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ is described as follows: Lots 11 to 29 inclusive, Southwood Park Addition, Section G. Said addition inclusive to the City of Fort Wayne, Indiana.

~~All lots and lands~~

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by ^{SAY} above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplemental^S thereof.

The vacation of the above described Street ~~and alleys~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described are situated in Sections Twenty-two and Twenty-three, Township 30 north, Range 12 east, and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 17th DAY OF May, 19 55.

Attest: J. L. Hall
Secretary Board of Public Works.

W. M. Darling
Board of Public Works.

PLAN of VACATION
Street and alleys
SOUTHWOOD PARK ADDITION, Section "G"

CERTIFICATE of SURVEY:

I, the undersigned, A. K. Hofer, Civil Engineer, registered No. 72 in Indiana, hereby certify that the partial plat hereon shown, presents accurately the position and dimensions of the alleys and street portions to be vacated by this declaratory instrument of the Owners of the properties hereinafter described.

A. K. Hofer

APPROVED: March 21, 1955

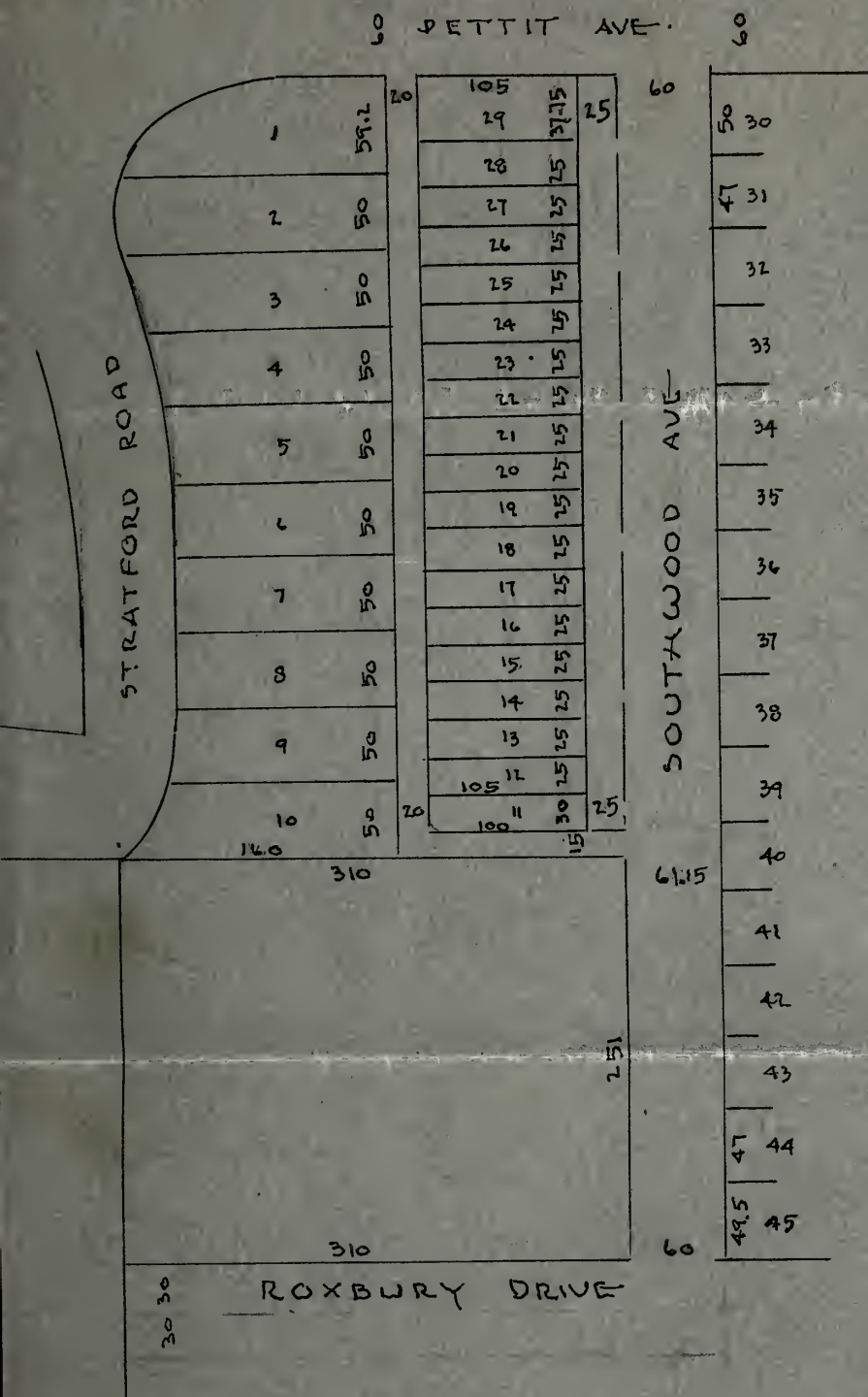
CITY PLAN COMMISSION

APPROVED: March 22, 1955

BOARD of PUBLIC WORKS

Hamilton Hunter, Inc., an Indiana Corporation, hereby declares that it is the Owner of Lots Numbered (1) to (40) consecutively and inclusive, in the plat of Southwood Park Addition, Section "G", as recorded in Plat Book 14, page 16, in the Office of Recorder of Allen County, Indiana, and does hereby annul and vacate the following described public alleys and portion of a street as in said plat recorded, towit:

- (1) The alley as platted, 20 feet in width, lying between Southwood Avenue and Stratford Road, and extending southward of the south line of Pettit Avenue to the south terminus of said alley.
- (2) The alley as platted, 15 feet in width, lying next south of and adjoining Lot 11 of said plat extending westward of Southwood Avenue 105 feet.
- (3) The west 25 feet of Southwood Avenue, as platted 85 feet in width, extending from the south line of Pettit Avenue southward to the north line of the public school site as in said plat recorded. Said Hamilton Hunter, Inc., further declares, that there exist no Public Utility Structures of any kind within said alley and street, and that the said vacations are



preparatory to the replatting of the area described at Lots (1) and (29) inclusive; all being subject to the approval of the City Plan Commission, and the Board of Public Works of the City of Fort Wayne.

IN WITNESS WHEREOF, Hamilton Hunter, Inc., has caused its corporate name to be hereto subscribed by its President and its Corporate Seal to be hereto affixed and attested by its Secretary, this day of March, 1955.

HAMILTON HUNTER, INC.

ATTEST:

Virginia G. Hunter

Virginia G. Hunter, Secretary

Hamilton W. Hunter

Hamilton W. Hunter, President

STATE OF INDIANA)
 (SS:
COUNTY OF ALLEN)

Before me, a Notary Public appeared in person on this 24th day of March, 1955, the aforementioned Hamilton W. Hunter, and Virginia G. Hunter, President and Secretary, respectively of Hamilton Hunter, Inc., and acknowledged their execution of this instrument to be their voluntary act and deed.

Wiladine K. Dammeier

Wiladine K. Dammeier - Notary Public

My commission expires

January 31, 1959

City Of Fort Wayne



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OFFICE OF
BOARD OF PUBLIC WORKS

March 24, 1955

FORT WAYNE 2, INDIANA

Mr. R. Y. Adams,
Planning Director
505 Standard Building
Fort Wayne, Indiana

Dear Sir:

We are referring to you for investigation and report the vacation of the following:

- (1) The alley as platted, 20 feet in width, lying between Southwood Avenue and Stratford Road, and extending southward of the south line of Pettit Avenue to the south terminus of said alley.
- (2) The alley as platted, 15 feet in width, lying next south of and adjoining Lot 11 of said plat extending westward of Southwood Avenue 105 feet.
- (3) The west 25 feet of Southwood Avenue, as platted 85 feet in width, extending from the south line of Pettit Avenue southward to the north line of the public school site as in said plat recorded.

Yours truly,

ATTEST:

J. H. Hallett
Secretary

Frank K. Ross
Chairman
BOARD OF PUBLIC WORKS

JLH:m
Enc.

No specific directions
R. Y. A.

P E T I T I O N

Fort Wayne, Ind.,

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on , from

to

respectfully petition for the passage of a resolution providing for the

VACATION

Petition for Passage

of a Resolution for

See inside for description.

2 alleys - Southwood Ave.

also

vacation of west 25 ft.

; of Southwood Avenue, etc.

from

to

Filed with the Board of Public Works

Re: R. Y. Adams 3/24/55

Plans Ordered: April 12, 1955



